15th March 1955]

(*b*) whether any representations were made by the State Government to the Central Government for increasing the allotment?

THE HON. SRI M. BHAKTAVATSALAM :—" (*a*) 7,000 tons.

" (*b*) No, Sir. Madras Government requested the Government of India to allow a quota of 7,500 tons of cane jaggery for exports to foreign countries from Madras State. As the Government of India have nearly met this Government's request, no representations were made to them for increasing the quota."

Buildings for Badagara Hospital.

* 1370 *Q.*—SRI C. KUNHIRAMA KURUP : Will the Hon. the Minister for Health be pleased to state with reference to question No. 417 answered on 17th December 1954—

(*a*) whether the Government have received the plans and estimates for the Badagara Hospital buildings; and

(*b*) if so, when the construction will be started?

THE HON. SRI A. B. SHETTY :—" (*a*) Not yet, Sir.

" (*b*) Does not arise."

[*Note.*—An asterisk (*) at the commencement of a speech indicates revision by the Member.]

II.—MOTION UNDER RULE 40 OF THE ASSEMBLY RULES *RE*- REFUSAL OF THE MANAGEMENT OF THE RAJAMANI TRANSPORT COMPANY, LIMITED, TO IMPLEMENT THE INDUSTRIAL TRIBUNAL AWARD.

* SRI V. BALAKRISHNAN :—" Sir, I move the following motion standing in my name calling attention of the Hon. the Minister in charge of Labour to a matter of urgent public importance, viz. :—

' *The situation arising out of the refusal of the management of the Rajamani Transport Company, Limited, in Pudukkottai town of Tiruchirappalli district to implement the award passed several years ago in favour of the workers by the Industrial Tribunal, Madurai, leading to the subsequent dismissal of the aggrieved workers claiming the enforcement of the award and consequent suffering.*' "

* THE HON. SRI M. BHAKTAVATSALAM :—" Mr. Speaker, Sir, I would like to make the following statement on the motion moved by the hon. Member :—

' Under the award of the Industrial Tribunal, Madurai, published in April 1951, the management of Rajamani Transport, Ltd., Pudukkottai, was required to implement the following terms :—

(1) Re-fixation of the basic wages for the different categories of workers;

(2) payment of increased dearness allowance of Rs. 25 per mensem;

(3) payment of batta at the rates paid in other transport companies;

(4) reinstatement of worker R. Govindarajalu; and

(5) grant of leave facilities similar to those obtaining in other transport companies.'

"The management preferred an appeal to the Labour Appellate Tribunal against the award. But the appeal was dismissed. Subsequently the management filed a writ petition in the Madras High Court challenging the validity of the award as well as of the decision of the Labour Appellate Tribunal. On 18th March 1952, the High Court dismissed the writ petition.

"The management reinstated the worker R. Govindarajalu. They did not, however, implement the other terms of the award. The workers put in a joint application for the recovery of the money due to them under the award. In May 1952, the application was forwarded to the Collector of Tiruchirappalli and he was asked to take necessary action for the recovery of the amounts due to the workers from the management. The management settled in full the claims of some workers and in respect of others the amount of claim was disputed.

"Subsequently the Commissioner of Labour reported that the management had changed the grades of the workers, tampered with the wages and attendance registers and that the disputed amounts due to the workers could not be determined. The Industrial Tribunal, Madurai, was therefore asked to determine the amount due to each worker. Eleven workers then applied to the Government for recovery of the amounts due to them as determined by the Tribunal. The Government, in October 1953, forwarded these revised applications to the Collector of Tiruchirappalli for the recovery of the money due to them.

"In November 1953, the management of Rajamani Transport, Limited, Pudukkottai, filed a writ petition in the High Court challenging the validity and competency of the Industrial Tribunal, Madurai, to determine the amounts. The High Court ordered stay of further proceedings in the matter. The writ petition is still pending in the High Court. The matter is now *sub-judice*.

"In June 1953, a dispute between the workers and the management of Rajamani Transport, Limited, regarding the discharge of ten workers was referred for adjudication. The Tribunal passed an award in December 1953 upholding the dismissal. The Tribunal, however, awarded compensation to the workers at varying rates. The Government have not received any complaint so far regarding the non-payment of the compensation awarded to the workers."